



U.S. Department of  
Transportation

Office of the Secretary  
of Transportation

DOCUMENTARY SERVICE DIVISION  
Washington, D.C. 20590

96-52

Weekly Summary of Orders and  
Regulations

DECEMBER 16 - DECEMBER 20, 1996

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------------

(#) Published in the Federal Register.

96-12-8	OST-96-1893 OST-95-229 OST-95-370 OST-95-1852 OST-96-1927 OST-96-1896 OST-96-1332 OST-96-1865 OST-96-1410 OST-96-1839	APPLICATIONS OF AMERICAN AIRLINES, INC., ARROW AIR, INC., CONTINENTAL AIRLINES, INC., DELTA AIR LINES, INC. AND AEROVIAS DE MEXICO, S.A., NORTHWEST AIRLINES, INC., UNITED AIR LINES, INC. AND AIR CANADA, UNITED AIR LINES, INC. AND THAI AIRWAYS INTERNATIONAL PUBLIC COMPANY LIMITED AND USAIR, INC.:	12-29-96
---------	--	---	----------

We confirm the actions described in the attached Notices of Action Taken, which granted the referenced U.S. and foreign air carriers (1) exemptions from the provisions of sections 41101 and 41301, and where necessary 41504, or as noted in the attached notices, other sections of Title 49 U.S.C.; OR (2) relief or authorizations as provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken.

Served 12-17-96

Intervening numbers appeared on previous summary.

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------------

96-12-15	OST-95-371	<p>ESSENTIAL AIR SERVICE AT TUSCALOOSA, ALABAMA: We require American Eagle to maintain essential air service at Tuscaloosa, Alabama, as set forth in the Appendix of Order 96-8-13, for an additional 30-day period through February 3, 1997, or until a carrier capable of providing reliable replacement service actually begins service, whichever is first. Served 12-19-96</p> <p>Intervening numbers appeared on previous summary.</p>	12-13-96
96-12-20	OST-96-1910 OST-96-1909 OST-96-1887 OST-96-1882 OST-96-1872 OST-96-1869 OST-96-1866 OST-96-1851 OST-96-1847 OST-96-1840 OST-96-1716 OST-96-1696 OST-96-1693 OST-96-1625	<p>We confirm the actions described in the attached Notices of Action Taken, which granted the referenced foreign air carriers (1) exemptions from the provisions of sections 41301, and where necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken. Served 12-20-96</p>	12-20-96
96-12-21	OST-96-1298 OST-96-1299	<p>APPLICATIONS OF GEMINI AIR CARGO, L.L.C.: Confirming oral action of September 23, 1996, granting Gemini Air Cargo, L.L.C. an exemption from the requirements of section 201.5 of our rules to the extent necessary to allow the company to carry revenue cargo on FAA required proving run flights; Continued .....</p>	12-20-21

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------------

96-12-21	OST-961298 OST-96-1299	Continued ..... Confirming oral action of October 24, 1996, making the interstate scheduled cargo certificate issued to Gemini Air Cargo, L.L.C., effective on that date and reissue the certificate in the attached form to reflect its effective date. Served 12-20-96	12-20-96
----------	---------------------------	---	----------

96-12-22	Undocketed	FITNESS DETERMINATION OF CORPORATE FLIGHT MANAGEMENT, INC. AS A COMMUTER AIR CARRIER: The Department finds that Corporate Flight Management, Inc. d/b/a Corporate Express Airlines continues to be fit, willing, and able to engage in scheduled passenger operations as a commuter air carrier; Confirming our action of September 18, 1996, that granted Corporate Flight Management, Inc. d/b/a Corporate Express Airlines an exemption from the revocation - for-dormancy provisions of section 204.7 of our regulations through November 30, 1996; Confirming our oral action of November 27, 1996, making the commuter authority of Corporate Flight Management, Inc. d/b/a Corporate Express Airlines effective on November 27, 1996; We reissue to Corporate Flight Management, Inc. d/b/a Corporate Express Airlines, its Commuter Air Carrier Authorization in the attached form to reflect the company's new trade name and the effective date of the authority granted therein. Served 12-20-96	12-16-96
----------	------------	---	----------

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------

96-12-23	OST-96-1965	<p>MIAMI INTERNATIONAL AIRPORT RATES PROCEEDING:</p>	12-19-96
----------	-------------	--	----------

The Department sets the request for a determination of the reasonableness of rates filed on November 19 under 49 U.S.C. 47129 by Dade County for hearing before an administrative law judge and retitle this proceeding Miami International Airport Rates Proceeding;

The Department directs the administrative law judge to determine whether the landing and terminal fees charged air carriers for the use of the Miami International Airport are reasonable as described in this order;

The Department directs the Administrative Law Judge to issue a recommended decision no later than February 17, 1997;

The Department will take review of the ALJ's recommended decision; opening briefs to the decisionmaker shall be filed five calendar days after the issuance of the recommended decision; reply briefs to the decisionmaker shall be filed three calendar days after the due date for opening briefs; and we will not accept motions for oral argument;

We will not accept petitions for reconsideration of this order.

Served 12-19-96

96-12-24	OST-95-258	<p>APPLICATION OF LYNDEN AIR CARGO,</p>	12-20-96
----------	------------	---	----------

INC., D/B/A LYNDEN AIR CARGO D/B/A  
LOKEN AVIATION:

The Department disclaims jurisdiction over the transfer of the interstate scheduled certificate issued to Lynden Air Cargo, Inc. d/b/a Lynden Air Cargo and d/b/a Loken Aviation to Lynden Air Cargo, LLC.

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------------

We reissue the certificate reissued to Lynden Air Cargo, Inc. d/b/a Lynden Air Cargo and d/b/a Loken Aviation by Order 95-9-2 in the name of Lynden Air Cargo, LLC d/b/a Lynden Air Cargo and d/b/a Loken Aviation, effective January 1, 1997.  
Served 12-20-96

96-12-25	OST-96-1642	<p><b>APPLICATION OF CONTINENTAL AIRLINES, INC.:</b> We issue, in the form attached, a certificate to Continental Airlines, Inc., to provide scheduled foreign air transportation of persons, property, and mail in the Cleveland-London Gatwick market; The attached certificate will become effective 30 days after the service date of this order, subject to the extension of that date in accordance with the provisions of the certificate; We will designate Cleveland, Ohio, as a new gateway on U.S. Route 1: Atlantic Combination Air Services, in Annex 1 of the U.S. - U.K. Air Services Agreement; This order was submitted for section 41307 review on December 3, 1996. On December 20, 1996, we received notification that the President's designee, under Executive Order 12597 and implementing regulations, did not intend to disapprove the Department's order. Served 12-27-96</p>	12-3-96
----------	-------------	---	---------

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------------